

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RICOH COMPANY, LTD.,

Plaintiff,

vs.

AEROFLEX INCORPORATED, et al.,

Defendants.

Case No. CV 03-04669 MJJ (EMC)

**[PROPOSED] ORDER GRANTING RICOH'S
MOTION TO CONTINUE RESPONSE TO
DEFENDANTS RULE 12(C) MOTION
PENDING RICOH'S MOTION TO AMEND
COMPLAINT**

This matter came before the Court on a motion by Plaintiff Ricoh Company, Ltd. ("Ricoh") seeking a continuance of Rule 12(c) motion by defendants Aeroflex Incorporated, AMI Semiconductor, Inc., Matrox Electronic Systems, Ltd., Matrox Graphics Inc., Matrox International Corp. and Matrox Tech, Inc. (collectively the "defendants"), based upon Ricoh's motion to amend the complaint which, if granted, would moot the Rule 12(c) motion.

After consideration of the papers filed in support of the motion, any papers filed in opposition, and any oral argument of counsel, the Court finds that:

IT IS ORDERED, ADJUDGED, AND DECREED that Plaintiff Ricoh's motion is GRANTED. Defendants' Rule 12(c) motion is taken off the March 16, 2004 Court calendar. Ricoh shall not be required to respond to defendants Rule 12(c) motion unless ordered by the Court at a later date.

Dated: _____, 2004

Honorable Martin J. Jenkins
Judge, United States District Court

Submitted: February 18, 2004 by:

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